Docket No.: 4468-017A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

:

:

KIMURA, Eiji

: Confirmation No. 2780

:

U.S. Patent Application No. 10/812,012

: Group Art Unit: 2829

:

Filed: March 30, 2004

: Examiner:

For: OPTICAL CHARACTERISTICS MEASURING APPARATUS, METHOD AND RECORDING MEDIUM

Dear Sir:

Transmitted herewith is a **Response to Notice of Non-Compliant Amendment and Preliminary Amendment** in the above identified application.

☒ No additional fee is required.

☐ Small entity status of this application has been established.

☐ Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	12	20	0	x $ 18 =	$ 0.00
Independent Claims	9	9	0	x $ 88 =	$ 0.00
	If multiple claims newly presented, add $290.00				
	Fee for extension of time				
				TOTAL FEE DUE	$ 0.00

☐ A credit card authorization form in the amount of _____ is attached

☒ The Commissioner is hereby authorized to charge payment of any *deficiency* in fees associated with this communication or credit any overpayment, to Deposit Account No. 07-1337, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

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Date: February 17, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of   :

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Inventor(s): KIMURA, Eiji   : Confirmation No. 2780

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        RECORDING MEDIUM

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
AND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed January 18, 2005, please enter the following Preliminary Amendment, as follows:

Amendments to the Claims begin on page 2 of this paper

Remarks/Arguments begin on page 9 of this paper.